

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 ARIEL LEON,

4 Plaintiff

5 v.

6 WYNN LAS VEGAS LLC,

7 Defendant

Case No.: 2:18-cv-00992-APG-NJK

**Order Accepting Report and  
Recommendation and Dismissing Case  
Without Prejudice**

[ECF No. 8]

8 On August 20, 2019, Magistrate Judge Koppe recommended that I dismiss this case  
9 without prejudice because plaintiff Ariel Leon did not file an amended complaint by the court-  
10 imposed deadline of August 15, 2019. ECF No. 8. Leon filed a second application to proceed in  
11 forma pauperis, even though Judge Koppe had already granted his first application. ECF Nos. 6,  
12 9, 10. But he did not file objections to Judge Koppe's recommendation that this case be  
13 dismissed without prejudice. Thus, I am not obligated to conduct a de novo review of the report  
14 and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo  
15 determination of those portions of the report or specified proposed findings to which objection is  
16 made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the  
17 district judge must review the magistrate judge's findings and recommendations de novo *if*  
18 *objection is made*, but not otherwise" (emphasis in original)).

19 IT IS THEREFORE ORDERED that Judge Koppe's report and recommendation (**ECF**  
20 **No. 8**) **is accepted** and the complaint (**ECF No. 7**) **is DISMISSED without prejudice**. The  
21 clerk of court is instructed to close this case.

22 DATED this 18th day of September, 2019.

23   
ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE